



*Licensing Board*  
**TOWN OF WATERTOWN**  
ADMINISTRATION BUILDING  
149 Main Street  
Watertown, Massachusetts 02472

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BOARD MEMBERS  
DONNA B. DOUCETTE  
GEORGE B. NEWMAN

ALTERNATE MEMBER  
SANDRA KASABIAN HOFFMAN

**Minutes November 19, 2015**

1. ACCEPTANCE OF MINUTES: October 15, 2015 Approved 2-0
2. SPECIAL LICENSES (detail below)
  1. Greek Orthodox Church, 25 Bigelow Ave. Approved 3-0
    - a. Comedy Night November 22, 2015 Approved 3-0
    - b. Holiday Party December 10, 2015
  2. Oakley Country Club, 410 Belmont St. Approved 3-0
    - a. Extension of Hours Holiday Party December 12, 2015 Approved 3-0
    - b. Extension of Hours New Year's Eve December 31, 2015 Approved 3-0
  3. St James Armenian Church Approved 3-0
    - a. Thai Association of Boston Concert November 26, 2015 Approved 3-0
    - b. New Year's Eve Celebration December 31, 2015 Approved 3-0
    - c. Extension of Hours New Year's Eve December 31, 2015 Approved 3-0
  4. Commander's Mansion Approved 3-0
    - a. Harvard Pilgrim Health Care Holiday Party December 2, 2015 Approved 3-0
    - b. Beth Israel Deaconess Medical Center Holiday Party Dec. 12, 2015 Approved 3-0
  5. St. Stephen's Church Hall Approved 3-0

Homenetmen, Inc. Holiday Party January 9, 2016
  6. Armenian Cultural & Educational Center Approved 3-0
    - a. Armenian Cultural Assoc. of America New Year's Eve Dec. 31, 2015 Approved 3-0
    - b. Extension of Hours New Year's Eve December 31, 2015 Approved 3-0
  7. Donohue's 25 Bigelow Ave. Road Race February 13, 2016 Approved 3-0
3. Vegan Boston, LLC d/b/a Wild Rice Approved 3-0

71 Elm Street

Status Hearing Status closed, name change
4. KSV, Inc. d/b/a Athens Pizza & Grille Continued to December 17, 2015

2 Watertown Street

New Common Victualler License
5. Arsenal Auto Sales, Inc. d/b/a Arsenal Collision Approved withdrawal 3-0

386 Arsenal Street

  - a. New Auto Repair License
  - b. New Class II Auto Dealer License
6. China Rainbow, Inc. Approved

36-38 North Beacon Street

Status Hearing

Change of Manager

7. John A. Donohue  
11 Standish Road  
Status Report Pending
8. Burnham-Manning Post #1105 VFW of US, Inc.  
295 Arsenal Street  
Show Cause Continued January 21, 2016
9. Kiro Corporation d/b/a  
Athen's Pizza & Grille  
2 Watertown Street  
Show Cause Continued to December 17, 2015
10. Amend Regulations: Add Requirements for Farmer Brewery On-Premise  
Service and Clerical Corrections.
11. Comments by Board Clerk and Police Department

7:30 to 11:00

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Donna B. Doucette, Chairman

Present: Donna B. Doucette, George Newman, Sandra Kasabian Hoffman

1. Minutes from the October 15, 2015 hearing were approved 2-0 by the Licensing Board.
2. The following Special Licenses and Permits were approved by the licensing board 3-0:
  1. Greek Orthodox Church, 25 Bigelow Ave. Approved 3-0
    - a. Comedy Night November 22, 2015 Approved 3-0
    - b. Holiday Party December 10, 2015
  2. Oakley Country Club, 410 Belmont St.
    - a. Extension of Hours Holiday Party December 12, 2015 Approved 3-0
    - b. Extension of Hours New Year's Eve December 31, 2015 Approved 3-0
  3. St James Armenian Church
    - a. Thai Association of Boston Concert November 26, 2015 Approved 3-0
    - b. New Year's Eve Celebration December 31, 2015 Approved 3-0
    - c. Extension of Hours New Year's Eve December 31, 2015 Approved 3-0
  4. Commander's Mansion
    - a. Harvard Pilgrim Health Care Holiday Party December 2, 2015 Approved 3-0
    - b. Beth Israel Deaconess Medical Center Holiday Party Dec. 12, 2015 Approved 3-0
  5. St. Stephen's Church Hall  
Homenetmen, Inc. Holiday Party January 9, 2016 Approved 3-0
  6. Armenian Cultural & Educational Center
    - a. Armenian Cultural Assoc. of America New Year's Eve Dec. 31, 2015 Approved 3-0
    - b. Extension of Hours New Year's Eve December 31, 2015 Approved 3-0
  7. Donohue's 25 Bigelow Ave. Road Race February 13, 2016 Approved 3-0
3. Vegan Boston, LLC  
d/b/a Wild Rice  
71 Elm Street  
Watertown, MA 02472

The Watertown Licensing Board held a status hearing on the common victualler license approved on August 20, 2015 for exercise at 71 Elm Street by Vegan Boston, LLC d/b/a The Galley. Pankaj Pradhan, manager, appeared on behalf of the licensee. Mr. Pradhan presented photographs of signage installed at the premises to indicate that there is no on-street parking in front of the restaurant, and that valet parking is available, as required by the conditions in the decision of the Licensing Board granting the license and dated September 18, 2015.

Sgt. Grady reported that the paperwork submitted regarding parking for the restaurant, as also required by the decision of the Licensing Board, was acceptable verification that parking arrangements for use of spaces at the lot located at 71 Arlington Street, including the marking of the designated spaces, are adequate.

In addition, Mr. Pradhan confirmed his letter to the Board dated November 2, 2015 that the d/b/a name for the restaurant has been changed from The Galley to Wild Rice.

4. KSVT, Inc.  
d/b/a Athens Pizza & Grille  
153 Milk Street  
Westborough, MA 01581  
Attn. Karam Guirgis

The Watertown Licensing Board has continued its hearing on the application of KSVT, INC. d/b/a Athens Pizza & Grille for a common victualler license to be exercised at 2 Watertown Street. The matter was originally scheduled to be heard on November 19, 2015, but no abutter notices had been sent by the applicant. The continued hearing on this application will be held on December 17, 2015 at 7:15 p.m. in the Philip Pane Hearing Room, Administration Building, 149 Main Street, Watertown, MA.

5. Arsenal Auto Sales, Inc.  
d/b/a Arsenal Collision  
31 Bancroft Street  
Watertown, MA 02472

The Watertown Licensing Board met to consider the application of Arsenal Auto Sales, Inc. d/b/a Arsenal Collision for a Motor Vehicle Repair License and Class II Used Auto Dealer License to be exercised at 386 Arsenal Street. At that time, the Board acknowledged receipt of a letter from the applicant requesting leave to withdraw the applications. The Board voted unanimously to grant leave to withdraw.

6. China Rainbow, Inc.  
36-38 North Beacon Street  
Watertown, MA 02472

The Watertown Licensing Board met to consider the application of China Rainbow, Inc. for approval of a change of manager of its premises at 36-38 North Beacon Street licensed for all alcohol common victualler service.

Tammy Young, president, appeared on behalf of the licensee. Ms. Young reported that as of November 2 the restaurant has re-opened for business, and that she will resume the duties of manager.

In connection with the matter for which a status hearing had also been scheduled for November 19, closure of the restaurant for several weeks and the Licensing Board's approval in February of 2014 of an alteration of the licensed premises, Ms. Young stated she did not know if she would proceed with the earlier planned renovations, on account of financial issues.

Sergeant Grady stated that the Police Department had no objection to the proposed change of manager, provided that the conditions stated below were imposed.

The Licensing Board voted unanimously to approve Ms. Young as manager, subject to the following conditions:

1. The new manager, Tammy Young, shall ensure that all bartenders and servers of alcohol attend and successfully complete an alcohol awareness training program (e.g., TIPS) within 90 days of hire or expiration of certification. Copies of all certifications shall be forwarded to the Town Clerk's office.

2. All other conditions of the license shall remain in place.

In addition, based on the report of the licensee, the Licensing Board voted unanimously to consider the status hearing proceedings closed.

7 3D's Market Incorporated  
d/b/a Bemis Market  
c/o John A. Donohue  
11 Standish Road  
Watertown, MA 02472

The Watertown Licensing Board held a status hearing on November 19, 2015 on the matter of 3D's Market Incorporated d/b/a Bemis Market, holder of a wine and malt package goods store license issued for exercise at 129 Waltham Street. As stated in the notice October 28, 2015, the license has not been exercised for several months on account of closure of the premises in March of 2015 and the licensee's agreement with the property owner to vacate the premises as of June 15, 2015.

John Donohue, president, appeared on behalf of the licensee. He stated he has had three potential buyers for the business but that the purchase agreements could not be completed. Atlantic License Brokers has now been retained in an effort to arrange for a sale of the business. Currently, there is a prospective buyer, and Mr. Donohue stated he expected a purchase and sale agreement to be finalized by November 20. He noted that most of the issues with the prior failed sales related to purchaser financing.

The October 28 hearing notice included the following information:

License renewal applications must be submitted by November 30.

When the Licensing Board transmits the renewal applications to the ABCC, it must certify that the premises named in those applications are occupied, used or controlled by the licensee and will be on January 1, 2016.

The law states that a license may be renewed if it is the same type as the expiring license and covers the same licensed premises as the expiring license. (Section 16A of Chapter 138 of the General Laws)

If there are no premises at which a license is being exercised and will be exercised on January 1, the Licensing Board is not authorized to renew the license.

In response to a question from the Board, Mr. Donohue stated that the anticipated buyer's new location for exercise of the license would be on Elm Street. He added that he had prepared a license renewal application, but that there was a question regarding the premises to be listed on the application. Following discussion with the Board, Mr. Donohue stated he would have his attorney contact counsel for the Board regarding procedure for the renewal application.

8. Burnham-Manning Post #1105 VFW of U.S., Inc.  
295 Arsenal Street  
Watertown, MA 02472

The Watertown Licensing Board has continued the show cause status hearing on the matter of licensee's compliance with Chapter 138, Section 1 of the General Laws, which requires a club licensee to file with the local licensing authorities and the Alcoholic Beverages Control Commission annually, within three months after January first, a list of the names and residences of its officers, together with the amount of salary or compensation received by each employee engaged in the handling or selling of alcoholic beverages. The hearing was previously continued from October 15, 2015 to November 19, 2015.

On November 15, Attorney Ken Leitner appeared on behalf of the licensee. He reported that he had met earlier in the day with interim post commander Derek Mayerhoffer regarding this matter. Attorney Leitner stated that Mr. Mayerhoffer was supposed to be present for the status hearing but was not, and Attorney Leitner did not know why.

Attorney Leitner submitted a letter dated November 19, 2015 describing action taken in connection with the reporting of information for officers and directors. On September 17, 2015 a request for a certificate of good standing was submitted to the Massachusetts Department of Revenue but no response was received. Following an inquiry to the Department, and receipt of information regarding a Department change of computer system and filing requirements, another request was submitted on November 16. The Department did report by telephone that there was no outstanding meals tax obligation.

Attorney Leitner explained that a special meeting of the members has been scheduled for January 6, 2016. At that time, the members will be able to decide if they still want to conduct operations and could consider a sale of the building being used for exercise of the license, as well as the option of combining operations with a post in Cambridge or Waltham. Board member Newman stated that the special meeting should also address the show cause hearing matter.

The Licensing Board voted to continue the hearing until January 21, 2016 at 7:15 p.m. in the Philip Pane Hearing Room, Administration Building, 149 Main Street, Watertown, MA.

10. Kiro Corporation  
d/b/a Athens Pizza & Grille  
2 Watertown Street  
Watertown, MA 02472

The Watertown Licensing Board held a show cause hearing pursuant to a written notice dated October 8, 2015 issued to Kiro Corporation d/b/a Athens Pizza & Grille, holder of a common victualler license for exercise at 2 Watertown Street. That notice identified the business as included on the Watertown Collector/Treasurer's list of parties, including owners of real estate, that have failed to pay local taxes and fees for at least twelve months, including any applicable real estate.

No one appeared at the hearing on behalf of the licensee.

Upon consideration of the information from the Collector/Treasurer and failure of the licensee to appear at the hearing, the Licensing Board voted unanimously to direct the licensee to resolve all tax and fee payment issues with the Collector/Treasurer by December 17, 2015, either by payment in full or a payment agreement. If the required arrangements have not been made by that date, the licensing board will not renew the common victualler license for 2016.

11. Watertown Licensing Board finalized clerical corrections to the revised Watertown Licensing Board Rules and Regulations. The Board also discussed the parameters for a Brewery in Watertown. David Doneski will research further.